Appl. No. 10/010,086 Amdt. dated June 2, 2005 Preliminary Amendment PATENT

REMARKS/ARGUMENTS

Prior to examination following a Request for Continued Examination, please enter and examine the claims herein.

In the Advisory Action of April 26, 2005, the Examiner indicated that the prior amendment overcame some of the rejections but not all of the rejections. In particular, the Examiner indicated that a subset of data could include all the data and maintained an objection to information provided in response to a 37 CFR §1.105 request.

In response and following a telephonic examiner interview on June 1, 2005 addressing these topics, Applicant submits amended claims 30 and 53 and cancels claims 33 and 60-65. Applicant intends to reintroduce at least claims 60-65 in a continuation application.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 415-576-0200.

Dated: 6/2/05

Respectfully submitted

H. Alber

Reg. No. 35,819

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, California 94111-3834

Tel: 415-576-0200 Fax: 415-576-0300

PHA:jtc 60505202 v1